

THE SEWER BOARD OF THE CITY OF NEW ALBANY, INDIANA HELD A MEETING IN THE 3RD FLOOR ASSEMBLY ROOM OF THE CITY/COUNTY BUILDING, NEW ALBANY, INDIANA ON TUESDAY, AUGUST 15, 2006 AT 3:35 P.M.

PRESENT: Chairman Mayor James Garner, Vice Chairman Bill Utz, Mark Seabrook, Todd Solomon and Larry Kochert.

OTHERS: Attorney Greg Fifer, Brian Dixon, EMC, and City Clerk Marcey Wisman.

CALL TO ORDER:

Mr. Utz called the meeting to order at 3:30 p.m.

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Solomon pointed out that on page 2 of the July 5th minutes, it reads that Mr. Fifer updated the board in detail on that particular issue and he did not agree nor did Mr. Seabrook who asked that sentence be stricken from the minutes. He also stated that Mr. Dixon's comments in item 3 on page 6 should refer to the Schuler Bauer building.

Mr. Seabrook moved to approve the minutes of July 5, 2006 as amended, Mr. Kochert second, all voted in favor with the exception of Mayor Garner who had not yet arrived at the meeting.

Mr. Solomon pointed out that on page 3 of the August 1st minutes, he asked that a statement be inserted indicating the Mr. Fifer stated that requested edits had been made. He also pointed out that on page 5 it states that Mr. McCormick presented a report along with a budget for 2007 and he did not receive a budget and wanted that part of the statement stricken from the minutes. He also added that on page there was no second on his first motion and wanted that to be reflected in the minutes.

Mr. Seabrook moved to approve the minutes of August 1, 2006 as amended, Mr. Solomon second, all voted in favor with the exception of Mayor Garner who had not yet arrived at the meeting.

COMMUNICATIONS - PUBLIC:

Rich Poe, Safe Harbor Community Church, reported that last year their church burned and they have voted to renovate a property on Bush Lane but they will need 520 sewer credits to do so.

Tina Haley stated that there are 987 available.

Mr. Seabrook moved to approve, Mr. Solomon second, all voted in favor with the exception of Mayor Garner who had not yet arrived at the meeting.

Mr. Seabrook explained that they cannot waive the tap in fee.

Susan Johnson asked if we have heard anything from the EPA on credits for the bar screen.

Mr. Utz stated that he personally hasn't and suggested asking the Mayor or Mr. Fifer.

Ms. Johnson asked if there is going to be a city engineer or a sanitary sewer manager.

Mr. Solomon stated that they are evaluating that issue now.

There was a discussion regarding the need for either a city engineer or a class IV operator.

Ms. Johnson asked about the SSOs on July 14th and what they are doing to prevent them.

Mr. Sartell explained that they were caused by the flash flood and they are currently monitoring the lines to see where the extra liquid is coming from.

Ms. Johnson mentioned that at one time there was a lift station behind the Salvation Army and asked if there was a possibility of installing a new one.

Mr. Sartell stated that he was told that there was one there years ago but doesn't know why it was taken out or how it was operated.

(Mayor Garner arrived at 3:58 p.m.)

Ms. Johnson asked Mayor Garner whether or not they have received credits from the bar screen.

Mayor Garner reported that he has not heard anything from the EPA.

Ms. Johnson asked about the sewer rate increase and whether or not the people who were not receiving sewer bills and the additional tap-ins they will receive.

Mayor Garner explained that the restructuring would be approved if the city adjusts its rates appropriately.

COMMUNICATIONS - CITY OFFICIALS

Mr. Solomon asked if we received the Georgetown payment as of yet.

Mayor Garner stated that he does not believe we have received it.

Mr. Solomon stated that if we do not receive it by September 1st that penalties and late charges should be added. He also asked if we had received a check from EMC for the truck.

Mr. Sartell stated that it has not been sent yet.

There was a lengthy discussion regarding the fact that EMC has received the truck prior to the utility receiving payment.

Mr. Solomon made a motion that Mr. Sartell convey to EMC that we need a check by September 1st, Mr. Kochert second, all voted in favor.

Mr. Seabrook stated that at the corner of Brentwood and Pennwood, there is a water issue and no one has taken any responsibility for it. He added that it may have nothing to do with the city of New Albany but it does need to be checked out.

Mayor Garner called Mr. Dixon on it and he has been out to one house.

Mr. Seabrook stated that its needs to be revisited.

Mayor Garner stated that they would look into it.

There was a lengthy discussion regarding this area and the problems that could occur.

Mayor Garner corrected himself on the interpretation of the ordinance on how voting must be done on this board.

SEWER ADJUSTMENTS:

Mayor Garner passed out a list of the employees paid out of the sewer utility and asked them to look over before the next meeting to suggest raises. He also pointed out the yearly sewer adjustment sheet that Kelly has passed out.

Ms. Welsh explained the list and stated that for 2004 she did the best she could with the information that she could find when she took over the office in July, 2004. She also stated that board members, council members, etc. are welcomed to her office at any time with questions and information requests and she will get them what they need as soon as she can. She added that she was going to begin to train Ms. Haley tomorrow on liens.

NEW BUSINESS:

Item #1 - Bill Inzer, Chapel Lane, re: easement agreement

Bill Inzer, 3818 Chapel Lane, discussed the sewer line that was installed approximately 10 years ago in the area and D.J. Hines told them that they would be allowed to tap onto the line if they allowed them to go through their property and now Renaissance Design is needing to go on his property to check the line and he wouldn't let them on his property. They asked him to come to the board to settle this.

Representative, Renaissance Design, explained that there is not an easement marked and the area is very grown up and is very difficult to locate the manholes. He added that sometime in the future the line will need to be maintained. He presented a drawing that shows where the manholes are located.

Mr. Seabrook suggested that Mr. Sartell get together with Renaissance and Mr. Fifer along with the diagrams and maybe Ms. Welsh could get Mr. Inzer's phone number to get back with him on when they could meet. He stated that the easement itself is an issue and asked Mr. Inzer if he had an objection with them looking at the depths of the manholes.

Mr. Inzer replied no, but he did want to voice his opinion because an easement was never obtained.

There was a lengthy discussion regarding the lack of the city obtaining an easement from the three property owners.

Item #2 - Tina Haley re: storm drainage copy machine

Ms. Haley stated that she has been leasing a copy machine since 2000 for \$136.31 per month. She explained how she could get a refurbished copier from Duplicator Sales & Service.

Mayor Garner asked that she bring more information from Duplicator Sales back to the next meeting.

Ms. Haley replied yes.

Item #3 - Todd Solomon: Permit Compliance

Mr. Solomon asked if they have sent the flow monitor information to Donahue on Basin 4.

Mr. Sartell stated that they sent the information last week.

Mr. Solomon asked about the monitoring on Basin 3.

Mr. Sartell stated that they are still monitoring.

Mr. Solomon asked if we have received our new permit.

Mr. Sartell stated no.

Mr. Solomon asked questions regarding the monthly report and the MROs and requested that they provide a more comprehensive report on table II and on page 2 that shows flow so that it is clear that we are in compliance with the new permit.

Mr. Sartell stated that he will work on that and contact Donohue to see where we stand with our new permit.

Mr. Solomon asked for a full assessment for the overflow of October 27 with a full design plan to tell us if it complies with the Consent Decree. He said that the report needs to go to Clark Dietz and Donahue to review and make changes if it does not comply.

Mr. Solomon made a motion for EMC to prepare a report and go back through the plans and specs to be sure we are in compliance with the Consent Decree and to coordinate with Clark Dietz and Donahue to let them know what they need to do to be in compliance, Mr. Kochert second, all voted in favor.

Mr. Sartell asked Mr. Solomon to email him with all of the requested information that he wants.

Mr. Solomon stated that he would like to have that by the second meeting in September.

OLD BUSINESS:

Item #1 - Current Projects Status

Mr. Solomon passed out a draft of a request for qualification for the 15th Street infrastructure study and asked the board to look it over and comment at the next meeting. He also passed out a draft of what he feels should be advertised for Utility Manager. He also passed out a letter that he received from Donohue giving information on basin 35 and how the Ruckman development would affect the line.

Wes Christmas reported that they continued lay out on the Robert E. Lee and should be meeting with the railroad next week.

_____ stated that they started that 5 day demonstration period on bar screen number 1 that should end on Monday afternoon.

Mayor Garner asked if the manhole in basin 35 has been raised as proposed by Donohue.

Mr. Solomon stated that the manhole has been raised twice and there have been no recent over-flows other than the July 14 flash flood.

EMC REPORT:

Item #1 - Rob Sartell re: Tort Claims

Mr. Sartell had K & E report on how they calculated their mileage and the work done on Linda and he supports their explanation.

Mr. Solomon asked if it was that they had been told the wrong manhole and are checking the correct one now.

Mr. Solomon motioned to approve the invoice from K & E, Mr. Utz second, all voted in favor.

BIDS:

CLAIMS:

Mr. Sartell presented the following invoices:

Renaissance Design Build Invoice #200708 Locating manholes for sewer system analysis	\$12,207.40
Melhisier Endres & Tucker Invoice #152851 Accounting services for sewer board	\$ 2,889.00
Excel Excavating, Inc. Invoice #3308 Emergency sewer repair, Mt. Tabor	\$ 3,204.68
Clark Dietz Invoice #39400 Bar Screen Project	\$ 9,400.00
Government Appraisal Services Invoice Appraisal of Cinergy property along Hwy 111	\$ 400.00

Mr. Solomon moved to approve the invoices, Mr. Seabrook second, all voted in favor.

Mr. Seabrook asked the City Clerk to check on the two checks and whether they have been received.

ADJOURNMENT:

There being no further business before the Sewer Board, the meeting adjourned at 4:51 p.m.

Respectfully submitted,

Mayor James Garner, Chairman

Marcey J. Wisman, City Clerk